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6 **UNITED STATES DISTRICT COURT**
7 **WESTERN DISTRICT OF WASHINGTON**
8 **AT SEATTLE**

9 UNITED STATES OF AMERICA,

NO. CR07-264-RSM

10 Plaintiff,

11 v.

SUMMARY REPORT OF
U.S. MAGISTRATE JUDGE AS
TO ALLEGED VIOLATIONS
OF SUPERVISED RELEASE

12 TEESHAWNDRA LENELL NELSON,

13 Defendant.

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15 An evidentiary hearing on a petition for violation of supervised release was held before
16 the undersigned Magistrate Judge on October 4, 2011. The United States was represented by
17 Assistant United States Attorney Vince Lombardi, and the defendant by Jeffrey Grant.

18 The defendant had been charged and convicted of Bank Fraud, in violation of 18 U.S.C.
19 § 1344. On or about February 15, 2008, defendant was sentenced by the Honorable Ricardo S.
20 Martinez, to a term of 33 months in custody, to be followed by 5 years of supervised release.

21 The conditions of supervised release included the requirements that the defendant
22 comply with all local, state, and federal laws, and with the standard conditions. Special
23 conditions imposed included, but were not limited to, participation in substance abuse and
24 mental health programs, financial disclosure, restitution, submit to search, maintain a single
25 checking account in her name, prohibited from incurring new credit charges or new lines of
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1 credit, not obtain or possess any form of license or identification card in any other name, and
2 cooperate with the IRS.

3 In a Petition for Warrant or Summons, dated September 7, 2011, U.S. Probation Officer
4 Carol A. Chavez asserted the following violations by defendant of the conditions of her
5 supervised release:

- 6 1. Using cocaine on or about December 1, and 2, 2010, in violation of the
7 mandatory condition that the defendant refrain from any unlawful use of a
8 controlled substance.
- 9 2. Failing to report for drug testing, as directed, on October 20, November 3
10 and 17, 2010, January 25, 26, 27, February 15, June 9, July 25, 2011,
11 August 23, and September 6, 2011, in violation of the special condition
12 ordering her to participate in drug testing as directed by the probation
13 officer.
- 14 3. Failing to submit to drug testing on August 4, 2011, in violation of the
15 special condition ordering her to participate in drug testing as directed by
16 the probation officer.
- 17 4. Submitting a dilute sample for urinalysis testing on August 17, 2011, in
18 violation of the special condition ordering her to participate in drug testing
19 as directed by the probation officer.
- 20 5. Failed to participate in drug treatment on April 5, 12, 13, and 25, 2011, and
21 May 3, 10, 11, and 23, 2011, in violation of the special condition that she
22 participate in drug treatment as directed.
- 23 6. Failure to submit a monthly written report for the months of June and July
24 2011, in violation of the Standard Condition No. 2 ordering her to submit a
25 written report within the first five days of the month.

26 On September 21, 2011, defendant made her initial appearance. The defendant was
advised the allegations and advised of her rights. On October 4, 2011, this matter came before
the Court for an evidentiary hearing. Defendant admitted to violations 1, 2, 3, 4, 5 and 6.

I therefore recommend that the Court find the defendant to have violated the terms and
conditions of her supervised release as to violations 1, 2, 3, 4, 5 and 6 and that the Court

1 conduct a hearing limited to disposition. A disposition hearing on these violations has been set
2 before the Honorable Ricardo S. Martinez on October 7, 2011 at 2:00 p.m.

3 Pending a final determination by the Court, the defendant has been detained.

4 DATED this 4th day of October, 2011.

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6 JAMES P. DONOHUE
7 United States Magistrate Judge
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10 cc: District Judge: Honorable Ricardo S. Martinez
11 AUSA: Vince Lombardi
12 Defendant's attorney: Jeffrey Grant
13 Probation officer: Carol A. Chavez
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